

COMMITTEE REPORT

MADAM PRESIDENT:

The Senate Committee on Judiciary, to which was referred Senate Bill No. 17, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 10-13-6-8, AS ADDED BY P.L.2-2003, SECTION
- 4 4, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
- 5 2004]: Sec. 8. (a) The superintendent may establish a data base of DNA
- 6 identification records of:
- 7 (1) convicted criminals;
- 8 (2) crime scene specimens;
- 9 (3) unidentified missing persons; and
- 10 (4) close biological relatives of missing persons.
- 11 (b) The superintendent shall maintain the Indiana DNA data base.
- 12 (c) The superintendent may contract for services to perform DNA
- 13 analysis of convicted offenders under section 10 of this chapter to
- 14 assist federal, state, and local criminal justice and law enforcement
- 15 agencies in the putative identification, detection, or exclusion of
- 16 individuals who are subjects of an investigation or prosecution of a sex
- 17 offense, a violent crime, or another crime in which biological evidence
- 18 is recovered from the crime scene.
- 19 (d) The superintendent shall adopt rules under IC 4-22-2 necessary
- 20 to administer and enforce the provisions and intent of this chapter.

1 **(e) The detention, arrest, or conviction of a person based upon**
 2 **a data base match or data base information is not invalidated if it**
 3 **is determined that the sample was obtained or placed in the data**
 4 **base by mistake."**

5 Page 1, line 6, strike "IC 35-42-4-6 (child solicitation):" and insert
 6 **"IC 35-46-1-3 (incest):"**.

7 Page 2, between lines 2 and 3, begin a new line block indented and
 8 insert:

9 **"(3) A person convicted of conspiracy or attempt to commit**
 10 **an offense described in subdivision (1) or (2):**

11 **(A) after June 30, 2004, whether or not the person is**
 12 **sentenced to a term of imprisonment; and**

13 **(B) before July 1, 2004, if the person is held in jail or**
 14 **prison on or after July 1, 2004."**

15 Page 2, line 12, strike "convicted".

16 Page 2, delete lines 15 through 42.

17 Delete pages 3 through 4.

18 Renumber all SECTIONS consecutively.

(Reference is to SB 17 as printed December 8, 2003.)

and when so amended that said bill do pass.

Committee Vote: Yeas 10, Nays 0.

Bray

Chairperson